UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK THYMUS SHIPPING CORP., ECF Plaintiff, AFFIDAVIT PURSUANT : TO SUPPLEMENTAL -against-RULE B 07 Civ. 10522 (LLS JANGHA MARINE CORP., Defendant. STATE OF NEW YORK ) : ss.: COUNTY OF NEW YORK )

JAMES P. RAU, being duly sworn, deposes and says:

- 1. I am a member of the Bar of this Court and a member of the firm of Cardillo & Corbett, attorneys for the Plaintiff herein. I am familiar with the facts of this case and make this affidavit in support of Plaintiff's prayer for the issuance of a Writ of Maritime Attachment and Garnishment, pursuant to Rule B of the Supplemental Rules for Certain Admiralty and Maritime Claims of the Federal Rules of Civil Procedure.
- 2. I have attempted to locate defendant, JANGHA
  MARINE CORP., within this District. As part of my
  investigation to locate the Defendant within this District, I
  examined the telephone company information directory, as well
  as the white and yellow pages of New York listed on the

Internet or World Wide Web, and did not find any listing for the Defendant.

- The database of the office of the New York State Secretary of State was searched to determine if Defendant is qualified to do business in New York, without result.
- 4. On information and belief, Defendant, JANGHA MARINE CORP., was and still is, a foreign corporation, or other business entity, organized under, and existing by virtue of foreign law, with an address at RM 703 Hanaro Bldg No. 194-4 Insa-Dong, Chongro-Ku, Seoul 110-794, Korea.
- 5. In consequence of these inquiries your deponent believes that the Defendant cannot be found within the Southern District of New York.
- 6. Upon information and belief, Defendant has, or will have during the pendency of this action, tangible and intangible property within the District in the hands of ABN Amro Bank NV, American Express Bank, Bank of America, Bank of Communications Co. Ltd. New York Branch, Bank of New York, Barclays Bank, BNP Paribas, Citibank, Deutsche Bank, HSBC (USA) Bank, J.P. Morgan Chase, Standard Chartered Bank, UBS AG and/or Wachovia Bank, in the form of accounts and/or fund transfers identified as follows:
  - accounts in the name of JANGHA MARINE a) CORP., or
  - b) electronic funds transfers listing JANGHA

MARINE CORP., as a beneficiary of the funds transfer, or

- c) electronic funds transfers showing JANGHA MARINE CORP., as the remitting party or ordering customer.
- 7. This is Thymus Shipping Corp.'s first request for this relief.

WHEREFORE, THYMUS SHIPPING CORP. respectfully requests that the Court authorize the issuance of process in the form of a Writ of Maritime Attachment and Garnishment seeking attachment and garnishment of JANGHA MARINE CORP.'s tangible and intangible property within this District.

JAMES P. RAU

Sworn to before me this 21<sup>st</sup> day of November, 2007

NOTARY PUBLIC

TULIO R. PRIETO
Notary Public, State of New York
No. 02PR6070011
Qualified in Richmond County
Certificate Filed in New York County
Commission Expires February 19,